

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 4010

IN THE MATTER OF:

Served October 15, 1992

WHEELCHAIR EXPRESS, INC., )  
Suspension and Investigation of )  
Revocation of Certificate No. 195 )

Case No. MP-92-39

The Compact, Title II, Article XI, Section 7(g) mandates that a Certificate of Authority ". . . is not valid unless the holder is in compliance with the insurance requirements of the Commission." See also Commission Regulation No. 58.

The certificate of insurance on file for Wheelchair Express, Inc. (WEI), shows a policy expiration date of March 22, 1993. However, by notice dated September 11, 1992, the insurance carrier advised the Commission that the insurance would be cancelled on October 15, 1992. On September 15, 1992, the Commission advised WEI by letter that an appropriate certificate of insurance must be filed before the above-specified cancellation date. No certificate of insurance has been filed. Accordingly, WEI is in violation of Title II, Article XI, Section 7(f) of the Compact and Commission Regulation No. 58.

THEREFORE, IT IS ORDERED:

1. That the above-captioned proceeding is instituted pursuant to Title II, Article XI, Section 10 of the Compact for the purpose of determining whether Certificate of Authority No. 195 of Wheelchair Express, Inc., shall be revoked.

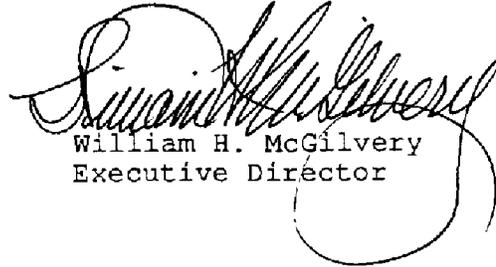
2. That Wheelchair Express, Inc., is made a party respondent to the above-captioned proceeding.

3. That Wheelchair Express, Inc., is directed, within 30 days from the date of this order, fully to comply with the provisions of the Compact, Title II, Article XI, Section 7(f) and Commission Regulation No. 58, and is further directed within the same 30 days to file with the Commission an appropriate certificate of insurance or such other evidence, in writing and under oath, as may be deemed pertinent to show good cause why Certificate of Authority No. 195 should not be revoked.

4. That Certificate of Authority No. 195 is hereby suspended, and Wheelchair Express, Inc., is directed to cease and desist from transportation subject to the Compact, unless otherwise ordered by the Commission.

5. That Wheelchair Express, Inc., is hereby provided an opportunity for hearing pursuant to the Compact, Title II, Article XI, Section 10, and is directed to file within 15 days of the date of this order an appropriate motion pursuant to Commission Rule No. 15, if an oral hearing is desired on this matter.

FOR THE COMMISSION:



William H. McGilvery  
Executive Director